

1 THE HONORABLE BENJAMIN H. SETTLE  
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13 UNITED STATES DISTRICT COURT  
14 WESTERN DISTRICT OF WASHINGTON  
15 AT TACOMA

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17 JOSE SANCHEZ, ISMAEL RAMOS  
18 CONTRERAS, and ERNEST GRIMES, on  
19 behalf of themselves and all others  
20 similarly situated,

21 Plaintiffs,  
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23 v.  
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26 UNITED STATES OFFICE OF BORDER  
27 PATROL, UNITED STATES CUSTOMS  
28 & BORDER PROTECTION,  
29 DEPARTMENT OF HOMELAND  
30 SECURITY; JOHN C. BATES, Chief  
31 Patrol Agent, Blaine Sector of the United  
32 States Border Patrol, in his official  
33 capacity; JANET NAPOLITANO,  
34 Secretary, Department of Homeland  
35 Security, in her official capacity; DAVID  
36 AGUILAR, Acting Commissioner, United  
37 States Customs & Border Protection, in his  
38 official capacity; MICHAEL J. FISHER,  
39 Chief of the United States Border Patrol, in  
40 his official capacity; and JAY CUMBOW,  
41 Agent in Charge for the Port Angeles  
42 Office of the Olympic Peninsula of the  
43 United States Border Patrol, in his official  
44 capacity,  
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46 Defendants.  
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JOINT STIPULATION AND [PROPOSED] ✓  
ORDER TO STAY LITIGATION  
(NO. 12-05378-BHS) – 1

1.F.GAI.25812032.1

Perkins Coie LLP  
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1           The parties have been actively engaged in discovery, in part aimed at the issues to be  
2 addressed in a motion for class certification, which motion currently is due to be filed on  
3 March 1, 2013. The parties recently have initiated good faith settlement discussions. The parties  
4 agree that it is in their respective best interests, and in the interest of judicial economy and  
5 efficiency, that they now focus their attention and resources on resolving this matter without  
6 simultaneously trying to complete pending discovery and motion practice.  
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9           The parties, therefore, agree and stipulate to stay the litigation entirely until March 15,  
10 2013, in order to allow the parties to focus their attention and resources on negotiations of a  
11 potential settlement. On or before March 15, 2013, the parties agree to submit a joint status  
12 report indicating whether discussions have been successful in achieving a settlement, and, if not,  
13 proposing a new schedule resetting case deadlines.  
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16           The parties hereby stipulate and respectfully request that there is good cause under Fed.  
17 R. Civ. P. 16(b)(4) and CR 10(g) for the Court to issue the attached proposed Order to Stay  
18 Litigation.  
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JOINT STIPULATION AND [PROPOSED]  
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(NO. 12-05378-BHS) - 2

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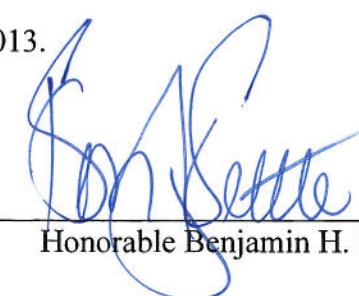
**ORDER**

The Court, having considered the parties' joint stipulation, and good cause appearing therefore,

**IT IS HEREBY ORDERED**, that all proceedings and deadlines in this case are stayed until March 15, 2013;

**IT IS FURTHER ORDERED**, that, on or before March 15, 2013, the parties shall submit a joint status report indicating whether discussions have been successful in achieving a settlement, and, if not, proposing a new schedule resetting case deadlines.

**DATED** this H day of February, 2013.

  
Honorable Benjamin H. Settle

JOINT STIPULATION AND [PROPOSED]  
ORDER TO STAY LITIGATION  
(NO. 12-05378-BHS) - 3

1.FEGL.25812032.1

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2 DATED this 12th day of February, 2013.  
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JOINT STIPULATION AND [PROPOSED]  
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